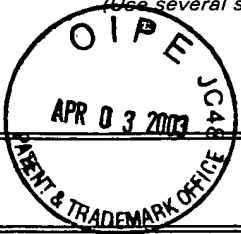


LIST OF PRIOR ART CITED BY APPLICANT <i>(Use several sheets if necessary)</i>	ATTY DOCKET NO. 9222.16792-CON	SERIAL NO. 09/911,874
	APPLICANT Edwards et al.	
	FILING DATE 24 July 2001	GROUP 3739



U.S. PATENT DOCUMENTS

Examiner Initial	DOCUMENT NUMBER	Date	Name	Class	Subclass	Filing Date (if Appropriate)
NP	5,454,782	10/3/1995	Perkins	 		
NP	6,073,052	6/6/2000	Zelickson et al.	 		

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	Class	Subclass	Translation	
						Yes	No
NP	7-96430	05 Nov 96	Japan				
NP	63-275633	09 May 90	Japan				
NP	WO 81/03428	10 Dec 81	PCT				

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER <i>M. P. [Signature]</i>	DATE CONSIDERED 4/28/03
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this of with next communication to applicant.

LIST OF PRIOR ART CITED BY APPLICANT (Use several sheets if necessary)	ATTY DOCKET NO. 9222.16792-CON	SERIAL NO. Unknown
	APPLICANT David Utley and Stuart D. Edwards	
	FILING DATE Unknown	GROUP Unknown

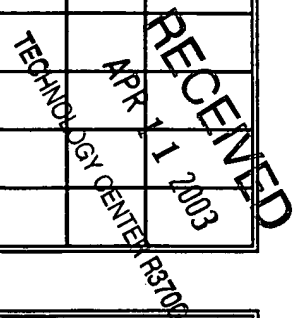


U.S. PATENT DOCUMENTS

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msd	1,798,902	3/31/31	Raney			
	3,517,128	6/23/70	Hines			
	3,901,241	8/26/75	Allen Jr			
	4,011,872	3/15/77	Komiya			
	4,196,724	4/8/80	Wirt et al.			
	4,411,266	10/25/83	Cosman			
	4,423,812	1/3/84	Sato			
	4,532,924	8/6/85	Auth et al			
	4,565,200	1/21/86	Cosman			
	4,705,041	11/10/87	Kim			
	4,901,737	2/20/90	Toone			

FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	Class	Subclass	Translation Yes No
0 139 607	5/1985	EPO			
0 608 609	8/1994	EPO			
43 04 882	2/1995	Germany			
38 38 840	2/1997	Germany			
91/01773	1991	PCT			



OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

msd	Castell, D O "Gastroesophageal Reflux Disease: Current strategies for Patient Management." Arch Fam Med. 5(4): 221-7
msd	Dallemagne, B. et al, "Laparoscopic Nissen Fundoplication: Preliminary." Surgical Laparoscopy & Endoscopy. 1991 1(3): 138-43

EXAMINER <i>M. Utley</i>	DATE CONSIDERED 4/28/03
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this of with next communication to applicant. **Attachment A**

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David Utley and Stuart D. Edwards

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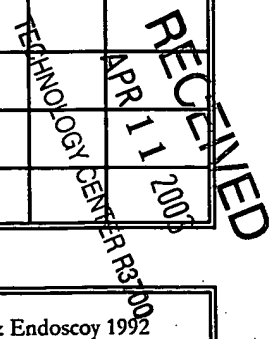
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U.S. PATENT DOCUMENTS

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MP	4,906,203	3/6/90	Margrave et al.	1	1	
	4,907,589	3/13/90	Cosman			
	4,943,290	7/24/90	Rexroth et al.			
	4,947,842	8/14/90	Marchosky et al.			
	4,955,377	9/11/90	Lennox et al.			
	4,966,597	10/30/90	Cosman			
	4,976,711	12/11/90	Parins et al.			
	5,019,075	5/28/91	Spears et al.			
	5,305,696	7/30/91	Rydell			
	5,046,512	9/10/91	Murchie			
	5,047,028	9/10/91	Qian			

FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	Class	Subclass	Translation Yes No
92/10142	1992	PCT			
93/08755	1993	PCT			
94/10925	1994	PCT			
94/21165	1994	PCT			
94/21178	1994	PCT			



OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

MP	Hinder, R.A. et al, "The Technique of Laparoscopic Nissen Fundoplication." Surgical Laparoscopy & Endoscopy 1992 2(3): 265-272
	Karlstrom, L.H. et al. "Ectopic Jejunal pacemakers and enterogastric reflux after Roux gastrectomy: Effect of Intestinal pacing.: Surgery 1989. 106(3): 486-495

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APPLICANT
David Utley and Stuart D. Edwards

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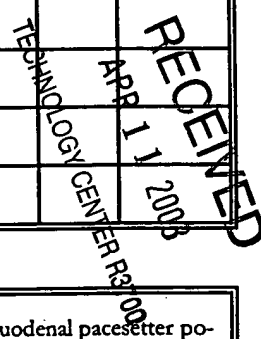
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U.S. PATENT DOCUMENTS

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nd	5,057,107	10/15/91	Parins et al			
	5,078,717	1/7/92	Parins et al			
	5,083,565	1/28/92	Parins			
	5,084,044	1/28/92	Quint			
	5,088,979	2/18/92	Filipi et al			
	5,094,233	3/10/92	Brennan			
	5,100,423	3/31/92	Fearnot			
	5,106,360	4/21/92	Ishiwara et al			
	5,122,137	6/16/92	Lennox			
	5,125,928	6/30/92	Parins et al			
	5,156,151	10/20/92	Imran			

FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	Class	Subclass	Translation Yes No
94/22366	1994	PCT			
94/26178	1994	PCT			
95/18575	1995	PCT			
95/19142	1995	PCT			
95/25472	1995	PCT			



OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

		Kelly, K.A., "Doudenal-gastric reflux and slowed gastric emptying by electrical pacing of the canine duodenal pacesetter potential." Gastroenterology. 1977. 72(3): 429-33
nd		Reynolds, J.A. "Influence of pathophysiology, severity, and cost on the medical management of gastroesophageal reflux disease." Am Health-Syst Pharm. 53(22 Suppl 3): S5-12.

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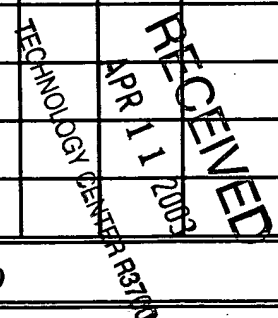
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U.S. PATENT DOCUMENTS

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MP	5,190,541	3/2/93	Abele et al			
	5,197,963	3/30/93	Parins			
	5,197,964	3/30/93	Parins			
	5,205,287	4/27/93	Erbel et al.			
	5,215,103	6/1/93	Desai			
	5,232,444	8/3/93	Just et al.			
	5,236,413	8/17/93	Fiering			
	5,242,441	9/7/93	Avitall			
	5,254,126	10/19/93	Filipi et al			
	5,256,138	10/26/93	Vurek et al			
	5,257,451	11/2/93	Edwards et al			

FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	Class	Subclass	Translation Yes No
96/00042	1996	PCT			
96/29946	1996	PCT			
96/16606	1996	PCT			
96/00042	1996	PCT			
97/06857	1997	PCT			



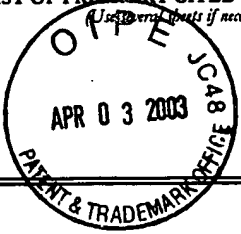
OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

		Urschel, J.D. "Complications of Antireflux Surgery." Am J surg 1993. 166(1): 68-70
MP		Kaneko, et al. Physiological Laryngeal Pacemaker, May 1985, Trans Am Soc. Artif. Intern Organs Vol XXXI. Pgs 293-296

EXAMINER <i>M. Pfluy</i>	DATE CONSIDERED 4/28/03
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U.S. PATENT DOCUMENTS

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MP	5,263,493	11/23/93	Avitall			
	5,275,162	1/4/94	Edwards et al			
	5,275,608	1/4/94	Forman et al			
	5,275,610	1/4/94	Eberbach			
	5,277,201	1/11/94	Stern			
	5,281,216	1/25/94	Klicek			
	5,281,217	1/25/94	Edwards et al			
	5,281,218	1/25/94	Imran			
	5,290,286	3/1/94	Parins			
	5,292,321	3/8/94	Lee			
MP	5,293,869	3/15/94	Edwards et al			

FOREIGN PATENT DOCUMENTS

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MP	97/32532	1997	PCT			
MP	97/43971	1997	PCT			

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OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

MP		Mugica et al. Direct Diaphragm Stimulation, Jan. 1987 PACE, Vol. 10, pgs 252-256
MP		Mugica et al., Neurostimulation: An Overview, Chapter 21, Preliminary Test of a Muscular Diaphragm pacing system on Human Patients. 1985. Pgs 3. 263-279
MP		Rice et al., Endoscopic Paranasal Sinus Surgery, Chapter 5, Functional Endoscopic Paranasal Sinus Surgery, The Technique of Messerklinger, Raven Press, 1988 pgs 75-104

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M. J. [Signature]

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U.S. PATENT DOCUMENTS

Examiner Initial	DOCUMENT NUMBER	Date	Name	Class	Subclass	Filing Date (If Appropriate)
MP	5,309,910	5/10/94	Edwards et al			
	5,313,943	5/24/94	Houser et al			
	5,314,466	5/24/94	Stern et al			
	5,316,020	3/31/94	Truffer			
	5,324,284	6/28/94	Imran			
	5,328,467	7/12/94	Edwards et al			
	5,334,196	8/2/94	Scott et al			
	5,336,222	8/9/94	Durgin, Jr et al			
	5,345,936	9/13/94	Pomeranz et al			
	MP	5,348,554	9/20/94	Imran et al		
5,363,861		11/15/94	Edwards et al			

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FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	Class	Subclass	Translation Yes No

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

MP		Rice et al, Endoscopic Paranasal Sinus Surgery, Chapter 6, Total Endoscopic Spenoethmoidectomy, The Technique of Wigland, Raven Press, 1988, pgs 105-125

EXAMINER M. Utley	DATE CONSIDERED 4/28/03
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David Utley and Stuart D. Edwards

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U.S. PATENT DOCUMENTS

Examiner Initial	DOCUMENT NUMBER	Date	Name	Class	Subclass	Filing Date (if Appropriate)
MP	5,365,926	11/22/94	Desai			
	5,365,945	11/22/94	Halstrom			
	5,366,490	11/22/94	Edwards et al			
	5,368,557	11/29/94	Nita et al			
	5,368,592	11/29/94	Stern et al			
	5,370,675	12/6/94	Edwards et al			
	5,370,678	12/6/94	Edwards et al			
	5,383,876	1/24/95	Nardella			
	5,383,917	1/24/95	Desai et al			
	5,385,544	1/31/95	Edwards et al			
MP	5,397,339	3/14/95	Desai			

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	DOCUMENT NUMBER	DATE	COUNTRY	Class	Subclass	Translation	
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OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

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EXAMINER M. P. Utley	DATE CONSIDERED 4/28/03
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APPLICANT
David Utley and Stuart D. Edwards

FILING DATE
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U.S. PATENT DOCUMENTS

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MP	5,398,683	3/21/95	Edwards et al			
	5,401,272	3/28/95	Perkins			
	5,403,311	4/4/95	Abele et al			
	5,409,453	4/25/95	Lundquist et al			
	5,409,483	4/25/95	Campbell et al			
	5,415,657	5/16/95	Taymor-Luia			
	5,421,819	6/6/95	Edwards et al			
	5,423,808	6/13/95	Edwards et al.			
	5,423,811	6/13/95	Ellman et al			
	5,423,812	6/13/95	Ellman et al			
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FOREIGN PATENT DOCUMENTS

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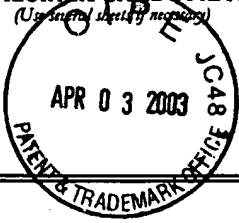
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APPLICANT
David Utley and Stuart D. Edwards

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U.S. PATENT DOCUMENTS

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ms	5,435,805	7/25/95	Edwards			
	5,441,499	8/15/95	Fritzsich			
	5,443,470	8/22/95	Stern et al			
	5,456,662	10/10/95	Edwards et al			
	5,456,682	10/10/95	Edwards et al			
	5,458,596	10/17/95	Lax et al			
	5,458,597	10/17/95	Edwards et al			
	5,465,717	11/14/95	Imran et al			
	5,470,308	11/28/95	Edwards et al			
	5,471,982	12/5/95	Edwards et al			
ms	5,472,441	12/5/95	Edwards et al			

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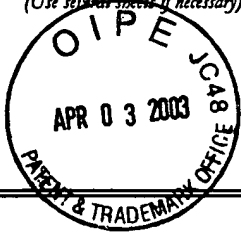
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EXAMINER <i>M. [Signature]</i>	DATE CONSIDERED 4/28/03
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	APPLICANT David Utley and Stuart D. Edwards	
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U.S. PATENT DOCUMENTS

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MD	5,484,400	1/16/96	Edwards et al			
	5,486,161	1/23/96	Lax et al			
	5,490,984	2/13/96	Freed			
	5,496,271	3/5/96	Burton et al			
	5,496,311	3/5/96	Abele et al			
	5,500,012	3/19/96	Brucker et al			
	5,505,728	4/9/96	Ellman et al			
	5,505,730	4/9/96	Edwards			
	5,507,743	4/16/96	Edwards et al			
	WJ	5,509,419	4/23/96	Edwards et al		
5,514,130		5/7/96	Baker			

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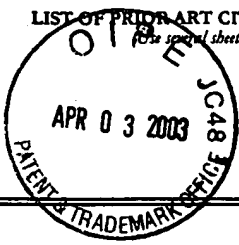
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	APPLICANT David Utley and Stuart D. Edwards	
	FILING DATE Unknown	GROUP Unknown



U.S. PATENT DOCUMENTS

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MP	5,514,131	5/7/96	Edwards et al			
	5,520,684	5/28/96	Imran			
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	5,536,240	7/16/96	Edwards et al			
	5,536,267	7/16/96	Edwards et al			
	5,540,655	7/30/96	Edwards et al			
	5,549,644	8/27/96	Lundquist et al			
	5,554,110	9/10/96	Edwards et al			
	5,556,377	9/17/96	Rosen et al			
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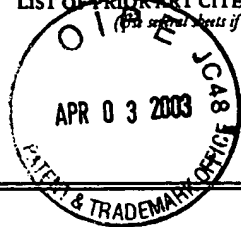
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EXAMINER <i>M. Pflieger</i>	DATE CONSIDERED 4/28/03
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U.S. PATENT DOCUMENTS

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	5,702,438	12/30/97	Avitall			
	5,709,224	1/20/98	Behl et al			
	5,732,698	3/31/98	Swanson et al			
	5,738,096	4/14/98	Ben-Haim			
	5,830,213	11/3/98	Panescu et al			
	5,836,874	11/17/98	Swanson et al			
	5,860,974	1/19/99	Abele			
	MP	5,871,483	2/16/99			

FOREIGN PATENT DOCUMENTS

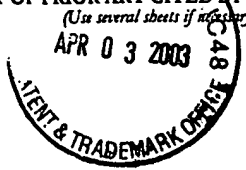
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EXAMINER <i>U. D. Utley</i>	DATE CONSIDERED 4/28/03
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	APPLICANT David Utley and Stuart D. Edwards	
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U.S. PATENT DOCUMENTS

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	5,588,432	12/31/96	Crowley				
	5,588,960	12/31/96	Edwards et al				
	5,599,345	2/4/97	Edwards et al				
	5,609,151	3/11/97	Mulier et al				
	5,624,439	4/29/97	Edwards et al				
	5,672,153	9/30/97	Lax et al				
	MP	5,676,674	10/14/97				Bolanos et al

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	Class	Subclass	Translation	
						Yes	No

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

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